

CM CINNAMON MUELLER

A Professional Limited Liability Company
307 North Michigan Avenue, Suite 1020
Chicago, Illinois 60601
Telephone: 312-372-3930
Facsimile: 312-372-3939

December 21, 2006

Marlene Dortch
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

**Re: Astound Broadband, LLC Certification of CPNI Filing; December 15, 2006
Docket Numbers EB-06-TC-060; WC 05-196**

Dear Ms. Dortch,

Enclosed please find for filing in the above captioned docket:

- An officer's compliance certificate as required by Section 64.2009(e) of the Commission's rules filed on behalf of Astound Broadband LLC ("Astound") and,
- A statement explaining how Astound's operating procedures will ensure compliance with the Commission's CPNI rules.

If you have any questions please do not hesitate to contact me.

Sincerely,



Bruce E. Beard
Attorney

Astound Broadband, LLC
401 Kirkland Parkplace, Suite 500
Kirkland, Washington 98033

December 20, 2006

Ms. Marlene Dortch
Federal Communications Commission
445 - 12th Street, SW
Washington, DC 20554

Re: *Astound Broadband, LLC Certification of CPNI Filing; December 15, 2006*
Docket Numbers EB-06-TC-060; WC 05-196

Dear Ms. Dortch:

Astound Broadband, LLC ("Astound") provides this statement to explain how its operating procedures ensure compliance with the Commission's rules for Customer Proprietary Network Information ("CPNI"). To put these procedures in context, Astound provides some information about its operations.

Astound Broadband, LLC

Astound is a small cable television operator serving approximately 12,800 telephone subscribers in and around Walnut Creek and Concord, California. Astound purchased the Walnut Creek and Concord operations from Seren Innovations, Inc. in November of 2005. After closing, Astound retained regulatory counsel to assist it with compliance with the FCC's CPNI rules and put CPNI operating procedures in place. Astound has never sold, provided, or shared any CPNI with a third party other than its parent, WaveDivision Holdings, LLC, except pursuant to a court order or governmental subpoena to do so. In addition, it has been Astound's practice to inform all employees that CPNI is confidential information and is not to be shared without customer consent. Astound has consistently complied with the Commission's CPNI rules.

Astound's CPNI Operating Procedures

Astound's written CPNI operating procedures ensure that Astound complies with the Commission's CPNI rules, and include the following requirements:

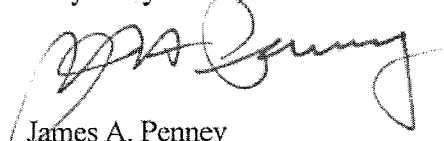
- Astound's CPNI Compliance Officer must ensure that CPNI is kept confidential, except for such use, disclosure and access to CPNI as is permitted by 47 USC § 222, the FCC's CPNI rules (47 CFR §§ 64.2001 – 64.2009), and Astound's written *CPNI Compliance Guide and Policies*.
- Astound's CPNI Compliance Officer must ensure that the billing system records for each subscriber's account allow the status of the customer's CPNI approval to be easily ascertained.
- Astound's CPNI Compliance Officer must ensure that all customer services representatives and marketing personnel are trained as to when they are and are not authorized to use CPNI, and that personnel comply with Astound's *Policy for CSR and Sales and Marketing Use, Disclosure of and Access to CPNI*.

- Astound's CPNI Compliance Officer must ensure that sales personnel obtain supervisory approval of any proposed outbound marketing request for customer approval. Records of this process must be maintained for at least a year.
- Astound's CPNI Compliance Officer is required to enforce Astound's written disciplinary process for misuse of CPNI. A copy of the disciplinary policy is included in the *CPNI Compliance Guide and Policies*.
- Astound's CPNI Compliance Officer is required to maintain records of all sales and marketing campaigns using Astound's subscribers' CPNI, and all disclosures of or access to CPNI by third parties.
- Astound's CPNI Compliance Officer is required to maintain records of all instances where CPNI was disclosed or provided to third parties, or where third parties were allowed access to CPNI. The records must include:
 - A description of each campaign;
 - The specific CPNI used in each campaign; and
 - The products or services offered as part of the campaign.
- Astound's CPNI Compliance Officer is required to have an officer sign an annual compliance certificate under 47 CFR § 64.2009(e), and to include with the compliance certificate a statement explaining how Astound's operating procedures ensure that Astound is in compliance with the FCC's CPNI rules.
- Astound's CPNI Compliance Officer is required to provide written notice to the Commission if there is a non-anomaly instance where the opt-out mechanisms do not work properly.
- Astound's CPNI Compliance Officer is required to maintain all CPNI-related records for at least a year.

In addition, Astound's operating procedures include a written policy explaining when customer service representatives and sales and marketing personnel can and cannot use CPNI. Astound also has a written CPNI policy for dissemination to its subscribers, and a model telephone script to be used for soliciting approval from subscribers for use of their CPNI.

If you have any questions, please feel free to contact me at 425-896-1891.

Very Truly Yours,



James A. Penney
CPNI Compliance Officer
Astound Broadband, LLC

Astound Broadband, LLC Officer's CPNI Compliance Certification

Pursuant to 47 CFR § 64.2009(e), I, James A. Penney, Executive Vice President, Business and Legal Affairs for Astound Broadband, LLC ("Astound"), certify that I have personal knowledge that Astound has established operating procedures that are adequate to ensure compliance with the rules contained in the Title 47, Chapter 1, Subchapter B, Part 64, Subpart U of the Code of Federal Regulations (Customer Proprietary Network Information) as further explained in the accompanying statement.

A handwritten signature in dark ink, appearing to read "J. A. Penney", is written over a horizontal line.

James A. Penney
Executive Vice President, Business and Legal Affairs

Dated: December 20, 2006